60th Legislature SB0486.03

## SENATE BILL NO. 486

BY REQUEST OF THE SENATE JUDICIARY STANDING COMMITTEE

## INTRODUCED BY SHOCKLEY, LASLOVICH

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE OFFENSE OF AGGRAVATED ASSAULT BY INCLUDING IN THE OFFENSE CAUSING REASONABLE APPREHENSION OF SERIOUS BODILY INJURY OR DEATH IN ANOTHER; REVISING THE PENALTY; AND AMENDING SECTION 45-5-202, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 45-5-202, MCA, is amended to read:

"45-5-202. Aggravated assault. (1) A person commits the offense of aggravated assault if the person purposely or knowingly causes serious bodily injury to another <u>or purposely or knowingly, WITH THE USE OF PHYSICAL FORCE OR CONTACT</u>, causes reasonable apprehension of serious bodily injury OR DEATH in another.

(2) A person convicted of aggravated assault shall be imprisoned in the state prison for a term of not less than 2 years or more than NOT TO EXCEED 20 years and may be fined not more than \$50,000, except as provided in 46-18-219 and 46-18-222."

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